

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re REFCO, INC. SECURITIES LITIGATION

No. 07-MD-1902 (GEL)

This Document Relates to:

MARC S. KIRSCHNER,
As Trustee of the Refco Litigation Trust,

No. 07-cv-11604 (GEL)

Plaintiff,
-vs.-

GRANT THORNTON LLP, MAYER
BROWN, ROWE & MAW, LLP, ERNST &
YOUNG U.S. LLP,
PRICEWATERHOUSECOOPERS LLP,
CREDIT SUISSE SECURITIES (USA) LLC
(f/k/a CREDIT SUISSE FIRST BOSTON
LLC), BANC OF AMERICA SECURITIES
LLC, DEUTSCHE BANK SECURITIES
INC., PHILLIP R. BENNETT, SANTO C.
MAGGIO, ROBERT C. TROSTEN, TONE N.
GRANT, REFCO GROUP HOLDINGS,
INC., LIBERTY CORNER CAPITAL
STRATEGIES, LLC, WILLIAM T. PIGOTT,
EMF FINANCIAL PRODUCTS, LLC, EMF
CORE FUND, LTD., DELTA FLYER FUND,
LLC, ERIC M. FLANAGAN, INGRAM MICRO,
INC., CIM VENTURES, INC., BECKENHAM
TRADING CO., INC., ANDREW KRIEGER,
COAST ASSET MANAGEMENT, LLC (f/k/a
COAST ASSET MANAGEMENT LP), CS LAND
MANAGEMENT, LLC, and CHRISTOPHER
PETITT,

Defendants.

**MOTION TO ADMIT KENNETH Y.
TURNBULL PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for
the Southern District of New York, I, James J. Capra, Jr., a member of good standing of the bar

HC 825-6583a5 JAN 16 2008

of this Court, hereby move for an Order allowing the admission *pro hac vice* of:

Kenneth Y. Turnbull
Orrick, Herrington, & Sutcliffe LLP
Columbia Center
1152 15th Street, NW
Washington, DC 20005
Tel: 202-339-8400
Fax: 202-339-8500

Kenneth Y. Turnbull is a member in good standing of the Bars of the District of Columbia and the State of Maryland. There are no pending disciplinary proceedings against Kenneth Y. Turnbull in any State or Federal court.

Dated: New York, New York
January 15, 2008

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: James J. Capra, Jr.
James J. Capra, Jr.
666 Fifth Avenue
New York, NY 10103-0001
Tel: 212-506-5000
Fax: 212-506-5151
Attorneys for Defendant
PricewaterhouseCoopers LLP

UNITED STATES DISTRICT COURT
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MANAGEMENT, LLC, and CHRISTOPHER
PETITT,

**AFFIDAVIT OF JAMES J. CAPRA, JR.
IN SUPPORT OF MOTION TO ADMIT
KENNETH Y. TURNBULL
PRO HAC VICE**

Defendants.

STATE OF NEW YORK)
)
) ss:
COUNTY OF NEW YORK)

James J. Capra, Jr., being duly sworn, hereby deposes and says as follows:

1. I am a partner at Orrick, Herrington & Sutcliffe LLP, counsel for Defendant PricewaterhouseCoopers LLP in the above captioned action. I am familiar with the proceedings of this case. I submit this affidavit based on my personal knowledge of the facts set forth herein and in support of Defendant's motion to admit Kenneth Y. Turnbull as counsel *pro hac vice* to represent Defendant in this matter.

2. I am a member in good standing of the bar of the State of New York. I also am admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known Kenneth Y. Turnbull since 2005.

4. Mr. Turnbull is an Associate at Orrick, Herrington & Sutcliffe LLP in Washington, DC.

5. I have found Mr. Turnbull to be a skilled attorney and a person of high moral character. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

6. Accordingly, I am pleased to move the admission of Kenneth Y. Turnbull, *pro hac vice*.

7. I respectfully submit a proposed order granting the admission of Kenneth Y. Turnbull, *pro hac vice*, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit Kenneth Y. Turnbull, *pro hac vice*, to represent Defendant PricewaterhouseCoopers LLP in the above captioned matter, be granted.

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: James J. Capra Jr.
James J. Capra Jr.
666 Fifth Avenue
New York, NY 10103-0001
212-506-5000

Sworn to before me this
15th day of January, 2008

Thomas Backiel
Notary Public

THOMAS BACKIEL
Notary Public, State of New York
No. 01BA6083754
Qualified in Queens County
Commission Expires Nov. 25, 2010

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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MARC S. KIRSCHNER,
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No. 07-cv-11604 (GEL)

Plaintiff,

-vs.-

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YOUNG U.S. LLP,
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COAST ASSET MANAGEMENT, LLC (f/k/a
COAST ASSET MANAGEMENT LP), CS LAND
MANAGEMENT, LLC, and CHRISTOPHER
PETITT,

Defendants.

**PROPOSED ORDER FOR ADMISSION
OF KENNETH Y. TURNBULL
PRO HAC VICE**

Upon the motion of James J. Capra, Jr., attorney for Defendant
PricewaterhouseCoopers LLP and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that

Kenneth Y. Turnbull
Orrick, Herrington, & Sutcliffe LLP
Columbia Center
1152 15th Street, NW
Washington, DC 20005
Tel: 202-339-8400
Fax: 202-339-8500
Email: kturnbull@orrick.com

is admitted to practice *pro hac vice* as counsel for Defendant PricewaterhouseCoopers LLP in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the *pro hac vice* fee to the Clerk of Court.

Dated: January ___, 2008
New York, New York

The Honorable Gerald E. Lynch
United States District Court Judge



District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D.C. 20001
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

Kenneth Y. Turnbull

was on the 2nd day of November, 2001

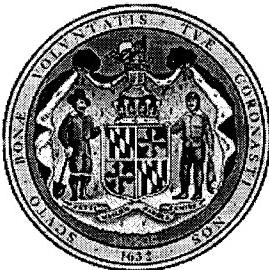
duly qualified and admitted as an attorney and counselor and entitled to practice before this Court and is, on the date indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have hereunto subscribed my name and affixed the seal of this Court at the City of Washington, D.C., on January 8, 2008.

GARLAND PINKSTON, JR., CLERK

By: Kenneth Y. Turnbull
Deputy Clerk

**Court of Appeals
of Maryland
Annapolis, MD**



CERTIFICATE OF GOOD STANDING

STATE OF MARYLAND, ss:

I, Alexander L. Cummings, Clerk of the Court of Appeals of Maryland, do hereby certify that on the sixteenth day of December, 1999,

Kenneth Yeatts Turnbull

having first taken and subscribed the oath prescribed by the Constitution and Laws of this State, was admitted as an attorney of said Court, is now in good standing, and as such is entitled to practice law in any of the Courts of said State, subject to the Rules of Court.

In Testimony Whereof, I have hereunto set my hand as Clerk, and affixed the Seal of the Court of Appeals of Maryland, this eleventh day of January, 2008.

Alexander L. Cummings

Clerk of the Court of Appeals of Maryland

CERTIFICATE OF SERVICE

I hereby certify that on January 15, 2008, I caused the following documents to be served via U.S. Mail on the counsel noted below: (i) a Motion to Admit Kenneth Y. Turnbull *Pro Hac Vice*, (ii) an Affidavit of James J. Capra, Jr. in Support of Motion To Admit Kenneth Y. Turnbull *Proc Hac Vice*, and (iii) Certificates of Good Standing for Kenneth Turnbull from the District of Columbia and the State of Maryland.

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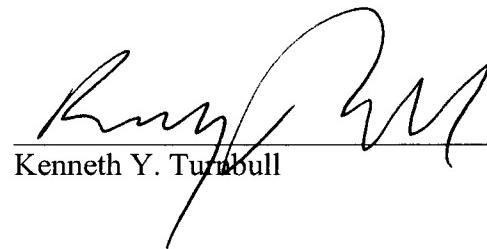
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Kenneth Y. Turnbull